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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Friday, the Thirteenth day of March Two Thousand Fifteen
PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.4707 of 2015

1 MARIMUTHU
2 AMUTHA
3 NICHOLAS
4 SEKAR
5 JEGAN
6 KALAISELVAM
7 SELVI ... PETITIONERS/ACCUSED NO.1 TO 7,

Vs

THE STATE REP BY
THE SUB INSPECTOR OF POLICE
KARAIKUDI NORTH POLICE STATION,
KARAIKUDI, SIVAGANGAI DISTRICT.
(CRIME NO. 128/2015) ... RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.VINAYAGAM Advocate

For Respondent : Mr.A.P.BALASUBRAMANI,
Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in Crime No.128 of 2015, on the file of the respondent police for offences under Sections 147, 148, 452, 294(b), 323, 324, 506(ii) of the Indian Penal Code and Section 4 of Tamil Nadu Prohibition of Women Harassment Act, the petitioners are now before this Court seeking Anticipatory Bail.

2. Heard the learned counsel for the petitioners and the Government Advocate(Crl. Side) appearing for the State.

3. The learned Government Advocate(Crl. Side) on instructions submits that this is a case and counter and the counter case is Crime No.127 of 2015. He would further submit that the injured has been discharged from the hospital and no previous case is pending against these petitioners.

4. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners, but with conditions.

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5. Accordingly, the petitioners are ordered to be released on bail, in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of this order, before the learned Judicial Magistrate, Karaikudi on executing a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that,

(a) the petitioners shall stay Madurai and report before Tirupparankundram Police Station daily twice morning at 10.30 a.m., and evening at 6.30 p.m., for a period of two weeks and thereafter as and when required for interrogation before the respondent police;

[b] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioners shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[e] The Inspector of Police concerned, is directed to send compliance report to the office of the learned Government Advocate (Crl. Side), whether these petitioner is complying with the order or not.

sd/-
13/03/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO
1 THE JUDICIAL MAGISTRATE, KARAIKUDI
2 -DO-THRO'THE CHIEF JUDICIAL MAGISTRATE SIVAGANGAI DISTRICT
3 THE SUB INSPECTOR OF POLICE KARAIKUDI NORTH POLICE STATION, KARAIKUDI, SIVAGANGAI DISTRICT.
4 THE INSPECTOR OF POLICE, TIRUPPARANKUNDRAM POLICE STATION, TIRUPPARANKUNDRAM MADURAI
5 THE ADDL.PUBLIC PROSECUTOR MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
+1. CC to M/S.M.S.JEYAKARTHIK Advocate

SR.No.12134
ORDER
IN
CRL OP(MD) No.4707 of 2015
Date :13/03/2015

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